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Dated: April 30, 2008

Signed: Kathryn DeFul

PATENT

Attorney Docket No.: 101961-5147-US
Client's Ref. No.: 7955; NEO00298US371

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shawn DeFrees

Application No.: 10/586,166

Filed: July 23, 2008

For: BRANCHED POLYMERIC SUGARS
AND NUCLEOTIDES THEREOF

CUSTOMER NO.: 43850

Examiner: Unassigned

Art Unit: 1623

Confirmation No.: 5632

PETITION TO CORRECT DOMESTIC
PRIORITY INFORMATION AND
THIRD PRELIMINARY
AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request that the Director correct the priority of the above-identified U.S. patent application. Prior to examination of the above-identified patent application, please enter the amendment to the specification below.

Amendment to the Specification:

On page one, delete the first paragraph below the title, “**CROSS-REFERENCES TO RELATED APPLICATIONS**” and replace it with the following paragraph:

[0001] The present application is a U.S. National Phase Application of PCT/US2005/002522 filed January 26, 2005 which claims priority under 35 U.S.C. §119(e) to U.S. Provisional Patent Application No. 60/539,387, filed January 26, 2004; U.S. Provisional Patent Application No.

60/544,411, filed February 12, 2004; U.S. Provisional Patent Application No. 60/546,631, filed February 20, 2004; U.S. Provisional Patent Application No. 60/555,504 filed March 22, 2004; U.S. Provisional Patent Application No. 60/570,891 filed May 12, 2004; U.S. Provisional Patent Application No. 60/590,649 filed July 23, 2004; U.S. Provisional Patent Application No. 60/590,573 filed July 23, 2004; U.S. Provisional Patent Application No. 60/592,744 filed July 29, 2004; U.S. Provisional Patent Application No. 60/611,790 filed September 20, 2004; U.S. Provisional Patent Application No. 60/614,518 filed September 29, 2004; U.S. Provisional Patent Application No. 60/623,387 filed October 29, 2004; U.S. Provisional Patent Application No. 60/626,678 filed November 9, 2004; U.S. Provisional Patent Application No. 60/641,956 filed January 6, 2005; and U.S. Provisional Patent Application No. 60/643,437 filed January 10, 2005, the disclosures of which are incorporated herein by reference in their entirety for all purposes. The present application is also a Continuation of U.S. Patent Application No. 10/997,405 filed November 24, 2004, now U.S. Patent No. 7,405,198 which claims priority under 35 U.S.C. §119(e) to U.S. Provisional Patent Application No. 60/524,989 filed November 24, 2003; U.S. Provisional Patent Application No. 60/527,082 filed December 3, 2003; U.S. Provisional Patent Application No. 60/535,284 filed January 8, 2004; and U.S. Provisional Patent Application No. 60/555,813 filed March 23, 2004, the disclosures of which are incorporated herein by reference in their entirety for all purposes. The present application is also a Continuation-in-Part of PCT Patent Application No. PCT/US2004/039712 filed November 24, 2004, PCT Application No. PCT/US2004/40709, filed December 3, 2004, and PCT Patent Application No. PCT/US2005/00799, filed January 10, 2005, the disclosures of which are incorporated herein by reference in their entirety for all purposes.

Below is a comparison of the first paragraph of the specification as filed and the first paragraph of the specification as amended above:

[0002] The present application is a U.S. ~~national phase application~~ National Phase Application of PCT/US2005/002522 filed January 26, 2005 ~~and which~~ claims priority under 35 U.S.C. §119(e) to U.S. Provisional Patent Application No. 60/539,387, filed January 26, 2004; U.S. Provisional Patent Application No. 60/544,411, filed February 12, 2004; U.S. Provisional Patent Application No. 60/546,631, filed February 20, 2004; U.S. Provisional Patent Application No.

60/555,504, filed March 22, 2004; U.S. Provisional Patent Application No. 60/570,891 filed May 12, 2004; U.S. Provisional Patent Application No. 60/590,573,649 filed July 23, 2004; U.S. Patent Application No. 10/997,405, filed November 24, 2004; PCT Patent Application No. PCT/US04/39712, filed November 24, 2004; U.S. Provisional Patent Application No. 60/544,411, filed February 12, 2004; U.S. Provisional Patent Application No. 60/546,631, filed February 20, 2004; U.S. Provisional Patent Application No. 60/570,891 filed May 12, 2004; U.S. Patent Application No. 11/033,365, filed January 10, 2005; PCT Patent Application No. PCT/US2005/00799, filed January 10, 2005; PCT Application No. PCT/US2004/40709, filed December 3, 2004; U.S. Provisional Patent Application No. 60/590,649,573 filed July 23, 2004; U.S. Provisional Patent Application No. 60/592,744 filed July 29, 2004; U.S. Provisional Patent Application No. 60/611,790, filed September 20, 2004; U.S. Provisional Patent Application No. 60/592,744, filed July 29, 2004; U.S. Provisional Patent Application No. 60/614,518, filed September 29, 2004; U.S. Provisional Patent Application No. 60/623,387, filed October 29, 2004; U.S. Provisional Patent Application No. 60/626,678, filed November 9, 2004; U.S. Provisional Patent Application No. 60/641,956, filed January 6, 2005; and U.S. Provisional Patent Application No. 60/643,347,437 filed January 10, 2005, the disclosures of which are incorporated herein by reference in their entirety for all purposes. The present application is also a Continuation of U.S. Patent Application No. 10/997,405 filed November 24, 2004, now U.S. Patent No. 7,405,198 which claims priority under 35 U.S.C. §119(e) to U.S. Provisional Patent Application No. 60/524,989 filed November 24, 2003; U.S. Provisional Patent Application No. 60/527,082 filed December 3, 2003; U.S. Provisional Patent Application No. 60/535,284 filed January 8, 2004; and U.S. Provisional Patent Application No. 60/555,813 filed March 23, 2004, the disclosures of which are incorporated herein by reference in their entirety for all purposes. The present application is also a Continuation-in-Part of PCT Patent Application No. PCT/US2004/039712 filed November 24, 2004, PCT Application No. PCT/US2004/40709, filed December 3, 2004, and PCT Patent Application No. PCT/US2005/00799, filed January 10, 2005, the disclosures of which are incorporated herein by reference in their entirety for all purposes.

REMARKS/ARGUMENTS

In regard to the Filing Receipt mailed October 31, 2008:

1) on page two, U.S. Application No. 10/366,500 filed February 14, 2003 *should not be listed* since this case is not part of the patent family.

In regard to the second to the last paragraph of the Decision on Petition mailed October 31, 2008, a typographical error of priority PCT Application No. "PCT/US04/03971" was erroneously listed instead of "PCT/US04/039712." in corresponding PCT Patent Application No. PCT/US05/02522 as a priority application. Although the typographical error was not corrected prior to the 30 month deadline, Applicants request that this application be listed as a priority of the above-identified U.S. patent application because the correct application number was listed in the specification as filed on July 14, 2006. *A copy of the first page of the specification is attached.* "PCT/US04/039712" was also correctly listed on the Application Data Sheet as filed on July 14, 2006. *A copy of the ADS as filed on July 14, 2006 is attached.*

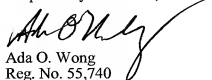
An updated ADS is submitted with this petition.

Applicants request that the changes be made of record and a corrected Filing Receipt be issued.

The Commissioner is authorized to deduct the fee associated with correcting the priority information of the above-identified U.S. application from Deposit Account No. 50-0310.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-442-1000.

Respectfully submitted,



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